UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF OHIO

:
JONATHAN J. POWELL,   :   CASE NO. 1:15-CV-2120
                                           :
         Petitioner,   :
                                           :
         v.   :   OPINION AND ORDER
                                           :   [Resolving Doc. 1]
MANSFIELD CORRECTIONAL   :
INSTITUTION,   :
                                           :
         Respondent.   :
                                           :

JAMES S. GWIN, UNITED STATES DISTRICT JUDGE:

On October 13, 2015, Petitioner Jonathan J. Powell filed a habeas corpus petition under

28 U.S.C. § 2254.[1] On June 29, 2017, Magistrate Judge George J. Limbert recommended that the

Court deny Petitioner Powell's petition.[2] Magistrate Judge Limbert found that Petitioner's six

grounds for relief were improperly pled, were procedurally defaulted, fail to state federal

constitutional violations, and fail on the merits.[3]

Objections to Magistrate Judge Limbert's Report and Recommendation were due by July

13, 2017. Petitioner Powell has not filed objections to the Report and Recommendation.

The Federal Magistrates Act requires a district court to conduct a de novo review only of

those portions of a Report and Recommendation to which the parties have made an objection.[4]

Absent objection, a district court may adopt the Report and Recommendation without review.[5]

Because no party has objected to the Report and Recommendation, this Court may adopt

the Report and Recommendation without further review. Moreover, having conducted its own

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[1] Doc. 1. Respondent opposed. Doc. 8.
[2] Doc. 9.
[3] *Id.*
[4] 28 U.S.C. § 636(b)(1).
[5] *Thomas v. Arn*, 474 U.S. 140, 149 (1985); L.R. 72.3(b).

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review of the petition and record, the Court agrees with the conclusions in the Report and

Recommendation.

Accordingly, the Court **ADOPTS** Magistrate Judge Limbert's Report and

Recommendation and incorporates it fully herein by reference. The Court **DENIES** Petitioner's

habeas petition. Furthermore, no basis exists upon which to issue a certificate of appealability.[6]

IT IS SO ORDERED.

Dated: July 31, 2017   s/   *James S. Gwin*
                                                        JAMES S. GWIN
                                                        UNITED STATES DISTRICT JUDGE

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[6] 28 U.S.C. § 2253(c); Fed. R. App. P. 22(b).